

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

771C0073

STYLE AND FORM VETO ENGROSSED NO.

SB32 - 3/1/99

Introduced by: The Committee on Local Government at the request of the State Board of Elections

1 FOR AN ACT ENTITLED, An Act to revise certain procedures concerning the contents, data,
2 and form of a municipal initiative and referendum and to provide certain rule-making
3 authority.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. That § 9-20-2 be amended to read as follows:

6 9-20-2. A petition to propose an ordinance or resolution shall be filed with the finance
7 officer, containing in proper form the proposed ordinance or resolution. It shall be signed by the
8 required number of the legal resident registered voters of the municipality, ~~each voter adding to~~
9 ~~his signature his.~~ The signer or circulator shall add the signer's residence mailing address,
10 ~~including his street and house number, if any; county of voter registration,~~ and date of signing.
11 ~~The petition shall be verified as required for a referendum petition.~~ The signer's post office box
12 number may be given in lieu of a street address if the signer lives within a municipality of the
13 second or third class. No signature on a petition is valid if signed more than six months prior to
14 the filing of the petitions.

15 Section 2. That § 9-20-8 be amended to read as follows:

16 9-20-8. The referendum petition shall be signed by at least five percent of the legal voters

1 residing in the municipality. The percentage shall be based on the whole number of voters of the
2 municipality as determined by the "precinct registration lists" or the "district registration lists"
3 prepared by the county auditor from the master registration list in conformity to law as of the
4 time of the filing of the petition. The signer or circulator shall add the signer's residence ~~mailing~~
5 address, county of voter registration, and date of signing. The signer's post office box number
6 may be given in lieu of a street address if the signer lives within a municipality of the second or
7 third class.

8 Section 3. That § 9-20-9 be amended to read as follows:

9 ~~9-20-9. Such referendum petition shall be verified as a petition to initiate a law except that~~
10 ~~the person verifying the same shall state that he and each of the persons~~ Any person circulating
11 an initiative or referendum petition shall be a resident and qualified voter of the municipality and
12 shall verify that each person signing the same petition is a resident and or qualified voter of the
13 municipality, naming it. The State Board of Elections shall promulgate rules pursuant to chapter
14 1-26 prescribing the format for an initiative and referendum petition and its verification.

1 **BILL HISTORY**

2 1/12/99 First read in Senate and referred to Local Government. S.J. 21

3 1/16/99 Scheduled for Committee hearing on this date.

4 1/16/99 Local Government Do Pass Amended, Passed, AYES 6, NAYS 1. S.J. 58

5 1/20/99 Senate Deferred to another day. S.J. 133

6 1/21/99 Senate Do Pass Amended, Passed, AYES 34, NAYS 0. S.J. 148

7 1/22/99 First read in House and referred to Local Government. H.J. 131

8 2/16/99 Scheduled for Committee hearing on this date.

9 2/16/99 Local Government Do Pass, Passed, AYES 13, NAYS 0. H.J. 532

10 2/16/99 Local Government Place on Consent Calendar.

11 2/17/99 House of Representatives Do Pass Amended, Passed, AYES 66, NAYS 3. H.J. 573

12 2/18/99 Signed by Speaker. H.J. 627

13 2/18/99 Signed by President. S.J. 576

14 2/19/99 Delivered to the Governor. S.J. 580

15 2/24/99 Vetoed for style and form. S.J. 650

16 2/25/99 Senate Vetoed for style and form Passed, AYES 32, NAYS 0. S.J. 673

17 2/26/99 House of Representatives Vetoed for style and form Passed, AYES 63, NAYS 2.

18 H.J. 788